

UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF INDIANA
HAMMOND DIVISION

IN RE:)
)
RICHARD SCOTT KAEHLER,) CASE NO. 08-23466 JPK
) Chapter 7
Debtor.)

ORDER REGARDING COMPLIANCE WITH 11 U.S.C. § 109(h)(1)

On December 2, 2008, a document entitled "Certificate of Debtor Education" was filed as record entry #12. This document does not evidence compliance with 11 U.S.C. § 109(h)(1), but rather appears to evidence compliance with 11 U.S.C. § 727(a)(11) with respect to the debtor's previously dismissed bankruptcy case, case number 08-21571. The instructional exercises/courses required by § 109(h)(1) and by § 727(a)(11) are not interchangeable, because they are not in fact the same course. The debtor has thus not evidenced compliance with requirements necessary for his eligibility to be a debtor in this case under § 109(h)(1).

IT IS ORDERED that docket record entry #12 is ineffective to satisfy the requirements of 11 U.S.C. § 109(h)(1).

Dated at Hammond, Indiana on December 11, 2008.

/s/ J. Philip Klingeberger
J. Philip Klingeberger, Judge
United States Bankruptcy Court

Distribution:
Debtor, Attorney for Debtor
Trustee, US Trustee